FOR MYSORE STATE

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DEV (1953) Department.

MS SERIES. Passed

G.O. NO. 2817

Dated 17-6-1953

[Despatch Abstract.]

Mnl - Mineral Concession - Iron ore &c - Bellary Dt - Sandur Taluk - Karimaiada Kolla near Jayasimgapuram village - Extn. 300.00 acres Applications of Sri S. Vinayakaiah and Sri M. Bhimappa of Bellary Orders passed.

OFFICE OF THE DIRECTOR OF INDUSTRIES AND COMMERCE: MADRAS

From
Sri M.T. Raju, Bar-at-Law, I.C.S.,
Director of Industries and Commerce,
Cathedral P.O. Madras 6.

To KN 70868 T/53 3.6.53
The Secretary to Government,
Development Department,
Fort St. George, Madras.

-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-

Ref. No. J.1/772/53-3 dated 27-5-1953.

Sir,

Subject: Mining - Mineral concession - Iron - Bellary District - Sandur Taluk - Karimaradakolla near Jayasingapuram - Extent 300 acres - applications of Sri S. Virupaksha Chetty and Sri Metri Bheemappa of Bellary - report - submitted.

Ref: From the Collector, Bellary Roc.3875/52/A.12 dated 4-2-53.
From the Collector, Bellary Roc.3875/52/A.12 dated 7-5-53.

Two applicants, Sri S. Virupaksha Setty and Sri Metri Bheemappa of Bellary have applied for the grant of prospecting licence over the area in Karimaradakolla near Jayasingapuram, Sandur Taluk. Sri S. Virupaksha Chetty has applied on 18-3-1952 for the grant of a prospecting licence for Iron, Manganese and Red Ochre over an extent of 300.00 acres in an unsurveyed block of Jayasingapuram village for a period of two years and has remitted Rs.50/- towards application fee. The application was received in the Collector's office on 18-3-1952 at 11-25- a.m. When the application was referred to the District Forest Officer it is found that the area applied for measures 800 acres. The applicant thereupon remitted Rs.10/- on 29-9-1952. On 11-7-1952 another applicant Sri Metri Bheemappa of Bellary has also applied for the grant of a prospecting licence for Iron ore over an extent of about 300 acres in respect of the same area for a period of two years remitting Rs.50/- on 11-7-1952 towards application fee. His application was received in the Collector's office on 11-7-1952 at 12.40 p.m

Subsequently on 12-1-1953 Sri S. Virupaksha Chetty has again applied for the grant of a mining lease for Iron ore only over an enhanced area of 800 acres in respect of the same area (previously applied for by him on prospecting licence) for a period of twenty years remitting Rs.200/- on 12-1-1953 towards application fee and Rs.500/- on the same date towards preliminary expenses. His application for mining lease was received in the Collector's office on 12-1-1953. Sri S. Virupaksha Chetty holds a certificate of approval for the year 1953 and has submitted an Income Tax clearance Certificates.

The Collector of Bellary in his letters cited (copies enclosed) has reported that the area applied for is under the control of the Forest Department and that the District Forest Officer, Bellary has no objection to the grant of mineral concessions over the area in question. The Collector has also reported that according to rules 18 and 32 of the Mineral Concession Rules 1949, Sri S. Virupaksha Setty is to be given priority as he has presented his application for prospecting licence earlier on 18-3-1952 and has recommended the grant of a mining lease for Iron ore over an extent of 800 acres to Sri S. Virupaksha Setty for a period of twenty years and rejection of the application of Sri Metri Bheemappa for prospecting licence.

In this connection, it is submitted that though Sri S. Virupaksha Setty's application for mining lease was made subsequent to the application for prospecting licence for Sri Metri Beemappa, Sri S. Virupaksha Setty has applied for a prospecting licence earlier than Sri Metri Bheemappa and the former will therefore be entitled to priority so far as the grant of a prospecting licence is concerned. I therefore suggest that a prospecting licence for Iron, Manganese and Red ochre over an extent of 300 acres in an unsurveyed block of Jayasingapur village limits of Sandur Taluk may be granted to Sri S. Virupaksha Setty for a period of two years subject to the special conditions mentioned under rule 23 (2) of the Mineral Concession Rules 1949 and also subject to the special condition that the licence

p.t.o.

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will be subject to resumption, at any time, if required by Government and that his application for grant of a mining lease over an extent of 800 acres in respect of the same area as also that of Sri Metri Bheemappa over the same area be rejected and the fees paid in regard thereto ordered to be refunded to them. -

The applications, chalans, sketches and the Income Tax clearance Certificate filed by the applicants are submitted herewith.

for Director of Industries and Commerce.

sg.28.5.
Encls:

Copy of the letter Roc. No. 3875/52/A.12 dated 4-2-1953 from the Collector, Bellary addressed to theSecretary to Government, Development Department, Fort St. George, Madras through the Director of Industries and Commerce, Cathedral P.O. Madras 6.

Sub: Mining - ~~xxx~~ Mining lease -Sandur Taluk - Karimaradakolla near Jayasingapuram -800 acres - Iron ore - application of -Sri S. Virupaksha Setty - report - submitted.

1 Sri S. Virupaksha Setty applied for the grant of a prospecting licence for a period of two years to prospect for iron, manganese and red ochre over an extent of 300 acres in an unsurveyed block of Jayasingapur village limits of Sandur Taluk. He remitted the application fee of Rs.50/- in chalan No. 1585 dated 18-3-1952 of the Bellary Sub Treasury. His prospecting licence application was received in this office on 18-3-1952 at 11-25 A.M.

2 The Tahsildar, Sandur reported that the area applied for by the applicant is on one slpp of the hill; the other slopebeing applied by Messrs. Dalmia Cements Limited on the western side of the area applied for there is the plot applied for by Sri Krishnadevarayalu of Anegondi. The Tahsildar, Sandur recommended the grant of the 300 acres applied for by the applicant leaving a buffer zone of three chains between this area and that applied for by Sri Krishnadevarayulu of Anegondi.

3 As the area applied for is reported to be under the control of the Forest Department, the District Forest Officer, Bellary was consulted in the matter. He has reported that theRange Officer Sandur inspected the area demarcated by the applicant with temporary cairns; and that it is about 800 acres as against 300 acres mentioned by the applicant in his original application. TheDistrict Forest Officer, recommended the grant of the complete area of 800 acres to the applicant and so the applicant enclosed a chalan for Rs.10/- towards the additional application fee for a prospecting licence.

4 The applicant has since applied for the grant of a mining lease for 20 years to mine iron ore over the area of 800 acres applied for by him on prospecting licence. He has remitted the application fee of Rs.200/- in chalan No. 1450 dated 12-1-1953 and also Rs.500/- in chalan No. 1451 dated 12-1-1953 towards preliminary deposit as required by the Mineral Concession rules 1949. His mining lease application was received in this office on 12-1-1953.

5 One Sri Metri Bheemappa of Bellary has also applied for the grant of a prospecting licence over an extent of 300 acres in the same area applied for by Sri S. Virupaksha chetty to prospect for iron ore for a period of two years. His application was received in this office on 11-7-1952 at 12-40 p.m. The Tahsildar, Sandur has reported that the area applied for by Sri Metri Bheemappa has already been applied for by Sri S. Virupaksha Setty. According to rules 18 and 32 of the Mineral Concession Rules 1949 Sri S. Virupaksha Setty is to be given priority over the area as he presented his prospecting licence in this office on 18-3-1952. The application of Sri Metri Bheemappa may therefore be rejected. His prospecting licence application chalan for Rs.50/- and the sketch submitted by him are enclosed.

6 Sri S. Virupaksha Setty holds a valid certificate of approval and he has also produced an Income Tax clearance Certificate issued by the Income Tax Officer. Bellary.

7 In the above circumstances, I recommend that Sri S. Virupaksha Setty may be granted a mining lease for a period of 20 years to mine iron ore over an extent of 800 acres in Kurimaradakolla area of Sandur Taluk subject to the usual conditions.

8 His prospecting licence and mining lease application, ~~form~~ chalans, Income Tax clearance certificate and copies of sketches submitted by him are enclosed.

Sd/- xx
for Collector. p.t.o.

true copy

Copy of the letter Roc. No. 3875/52/A.12 dated 7--5--1953 from the Collector of Bellary addressed to the Director of Industries and Commerce, Cathedral P.O. Madras-6.

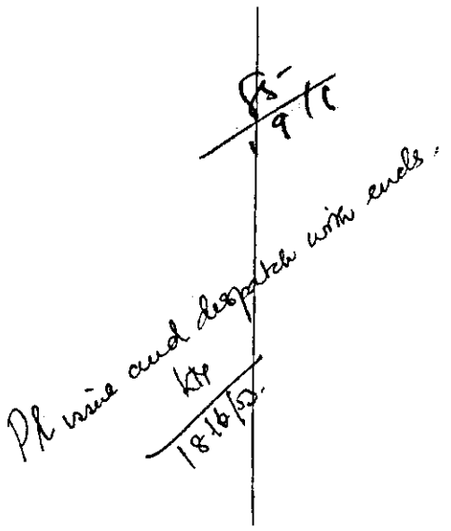
Sub: Mining - Mineral concessions - Iron ore, Bellary District · Sandur Taluk - Karimaradakolla near Jayasingapuram - extent 800 acres - application of Sri S. Virupaksha Setty and Sri Metri Bheemappa of Bellary - report.
Ref: Your letter J.1/772/53-1 dated 20th February 1953.

A buffer zone of three chains has been left between the areas applied for by Sri S. Virupaksha Chetty and Sri Krishnadevarayulu of Anegondi. A descriptive combined sketch is enclosed.

Sd/- xx

/ true copy /

Ord



Sub: Mines. Mineral Concession - Ion ore etc. Bellary Dist. - Sandur Taluk. Kariwarada Kolla near Jayasingapuram Village: Extt. 200 acres - Applications of Sri S. Viru - pakshe Setty and Sri M. Bheemappa of Bellary. Orders passed.

Read: From the Collector of Bellary Roc. 3875/52/A.12 dated 4.2.53 and 7.5.53. From the Dstc no J.1/7721/ 53.3 dated 27.5.53.

Geo. mys. 2817 dt 17-6-53

Sri S. Virupaksha Setty has applied for the grant of a P.L. for iron ore, manganese Red ochre on an extent of 800.00 acres in an unsurveyed block of Jayasingapuram village, Sandur Taluk, Bellary Dt for a period of two years. Sri Metri Bheemappa has also applied for the grant of a prospecting licence for iron ore on an extent of ~~800.00~~ 300 acres in respect of the same area for a period of two years. Sri S. Virupaksha Setty has again applied for the grant of a mining lease for iron ore only on ~~an extent~~ the same area

b/

~~area~~ of 500.00 acres ~~in~~
~~respect of the same area~~
(previously applied for by
him on p.l.). for a period
of 20 years. Of these applica-
the p.l.
tions ~~of~~ for S. Nim-
balkar ~~Selly~~ was received
first and it ~~showed~~ therefore
~~fee~~ deposited according to the
M.C. Rules '49. The applin
of Sri Metri Bheemappa ~~for~~ is
therefore rejected and the
application fee of Rs 50/-
(Rupees fifty only) remitted
by ~~the applicant~~ him shall be
refunded). The application
of Sri S. Nimbalkar Selly for
Dr. L. is also rejected and
the application fee of Rs 200/-
(Rupees Two hundred only)
and the preliminary deposit
Rs 500/- (Rupees Five hundred
only) remitted by ~~the~~ him
~~applicant~~ shall be
refunded

"S" appl-2 C.F.

7

1,002—18-6-52.

GOVERNMENT OF MADRAS.

ABSTRACT.

MINES—Prospecting licence (district Taluk village—Application of S. Nos. ... Granted.

DEVELOPMENT DEPARTMENT.

dated the 195

G.O.Ms. No. READ—the following:-

From the Director of Industries and Commerce, letter No. , dated

ORDER:

In exercise of the powers conferred by rule 17 of the Mineral Concession Rules, 1949, the Government sanction the grant to Sri S. Virupakshna Selling Bellary. of a prospecting licence for Iron & Manganese and Red ochre. for a period of ~~one~~/two years over an extent of 800.00 acres in S.No. Re-surveyed block of ~~in~~ Jayasingapuram village Sandur Taluk Bellary district subject to the conditions mentioned in sub-rule (1) of rule 23 of the Mineral Concession Rules, 1949, and also the conditions specified in the appendix to this order.

2. The rate of prospecting fee will be eight annas per acre of the land covered by the licence for each year or portion of a year.

3. The applicant should depsosit as security a sum of Rs ~~100~~ 200, as prescribed in rule 19 of the Mineral Concession Rules, 1949, before the licence is actually executed.

4. The terms and conditions stated in this order are subject to such further modifications, additions and alterations as may be incorporated in the licence deed before it is executed.

5. The Collector of Bellary is requested to take necessary further action for the execution of the licence deed. As soon as the licence deed is executed, the date of such execution should be reported to the Government and the Director of Industries and Commerce.

6. By granting this prospecting licence, the Govt. will in no way be committed to grant m.l. to the applicant (the question of) on the same area as the Govt. are considering the matter themselves for leasing areas

(By order of the Government)

11/6/53 Secretary to Government.

To the Director of Industries and Commerce. (with (B) in orgl)
" the Collector of Bellary
" Sri S. Virupakshna Selty Retd Collector Gandhi Nagar Bellary
" Sri Metri Bheemappa (with para one only) Bangalore Road Bellary
Original to Mysore State.

(True copy/By order)

Superintendent.

Appendix.

(1) The licensee should keep the stocks of Beryl or any other "prescribed substance" as defined in section 3 of the Atomic Energy Act, 1948 (Central Act XXIX of 1948), if they occur in the property covered by the licence with a view to making them available to the Government of India;

(2) the licensee shall pay the royalties due to the Government in to any Government treasury half-yearly on the first June and first December every year; he shall also pay the prospecting fee prescribed before the licence is issued to him;

(3) the licensee shall pay reasonable compensation for all damages and injury which may be caused by him in the exercise of any of the powers conferred by the licence;

(4) the licensee shall indemnify the Government of Madras against all claims and suits which may be made or brought by any person in respect of any damage injury or disturbance caused by the licensee;

(5) the licensee shall not cut or injure any timber or tree without the written permission of the Collector or of any officer appointed by him in this behalf;

(6) the licensee shall not work or carry on any operation in or under the lands covered by the licence at or to any point within a distance of 50 yards from any railway reservoir, canal or other public work or any building or inhabited site except with the previous permission in writing of the Governor or some officer authorized by him in that behalf or otherwise than in accordance with such instructions and conditions either general or special which may be attached to such permission; the said distance of 50 yards shall be measured in the case of a railway reservoir or canal horizontally from the outer toe of the bank or the outer edge of the cutting as the case may be and in the case of a building horizontally from the plinth thereof;

For the purpose of this clause the expression 'Railway, shall have the same meaning as in the Indian Railway Act, 1890; M.B. (7)(a) the licensee shall not enter upon or commence prospecting in any reserve forest situate upon the said lands without thirty days previous notice in writing to the District Forest Officer nor without obtaining the written sanction of that officer nor otherwise than in accordance with such condition as that officer may in his absolute discretion prescribe;

(b) the area within the reserved forest limits must be demarcated by a declared fire line of 40 feet wide which will be cut and kept cleared by the Forest Department at the expense of the licensee;

(c) the licensee must at all times permit the Forest Department to enter upon the land for the purpose of maintaining or repairing existing boundary lines within the area and must pay the cost of such maintenance or repair as determined by the District Forest Officer;

(d) the licensee must take suitable precautions to prevent fires from spreading into the adjoining reserve forest from the land and if such fires accidentally occur he must render all possible assistance in putting them out;

(e) the licensee shall not cut any trees or growth on the area granted in excess of 20 per cent of the number of trees on the whole area under the licence without the previous permission of the District Forest Officer and the value of such trees, etc., shall be paid for by the licensee at rates to be fixed by the District Forest Officer; he must not deface or interfere with any boundary stone or marks; if any boundary mark is accidentally damaged, he must bring the matter immediately to the notice of the Range Officer;

(8) if any buildings, plants, engines, machinery, implements or other property are not removed by the licensee within one month and are left over after determination of the licence, they shall be deemed to become the property of the Government and may be sold or disposed of in such manner as the Government shall deem fit without liability to pay any compensation in respect of them; and,

(9) in the event of the existence of a state of war or grave national emergency of which the Government will be the sole judge the Government after due notice in writing of their intention to do so, may forth with take possession or assume control of the works, plant and machinery and the mining operations after payment of a fair compensation.

11/6/53

(True copy)/(By order)

8/6/53

Superintendent.

Development(J)Department.

C.No.70868.J/53.

Sub: Mines - Mineral Concession - Iron - Bellary Dt.- Sandur Taluk - Karimaradakolla near Jayasingapuram - Ext. 800 acres - Applications of Sri S.Virupaksha Setty and Sri Metri Bheemappa of Bellary:

Ref: From the Collector of Bellary, Roc.3875/52/A.12, dated 4-2-1953 and 7-5-1953:

From the D.I.&C. No.J.1/1772/53-3, dated 27-5-1953:

-oOo-

1. The case relates to the grant of a mineral concession over the area in Karimaradakolla near Jayasingapuram, Sandur Taluk, Bellary District.

2. The following are the applicants:-

(1) Sri S.Virupaksha Setty of Bellary.

(2) Sri M.Bheemappa of Bellary.

3. Sri Virupaksha Setty has applied for the grant of a prospecting licence for iron ore over an extent of 300.00 acres in an unsurveyed block of Jayasingapuram Village for a period of two years on 18-3-1952. Sri Metri Bheemappa of Bellary has also applied for the grant of a prospecting licence for iron ore over an extent of about 300 acres in respect of the same area for a period of two years on 11-7-52. When the area demarcated was inspected by Sri Virupaksha Setty the Range Officer, the area was found to measure 800 acres. Sri V. Setty paid additional application fee of Rs.10/- for p.l. for the additional area.

4. Sri Virupaksha Setty subsequently applied on 12-1-53 for the grant of m.l. for 20 years for iron ore over an extent of 800 acres in respect of the same area previously applied for by him on p.l.

5. The Collector of Bellary has reported that according to rules 18 and 32 of the M.C.Rules '49. Sri S Virupaksha Setty is to be given priority as he has presented his application for p.l. on 18-3-52 i.e. earlier than Sri Bheemappa's. He has therefore recommended the grant

p.t.o.

Cm 7068T/53

of a mining lease for Iron ore to Sri Virupaksha Shetty and rejection of the application of Sri M.Bheemappa for P.L.

6.The D.I. & C. has stated that though Sri S.Virupaksha Setty's application for m.l. was made subsequent to the application for p.l. of Sri M.Bheemappa, his application for p.l. was much earlier than that of Sri M.Bheemappa and that Sri V.Shetty will therefore be entitled to priority so far as the grant of p.l. is concerned. The Dir. has therefore suggested that a p.l. for iron, manganese and Red Ochre over an extent of 300 acres in an Unsurveyed block of Jayasingapuram.Village limits of Sandur Taluk may be granted to Sri S.Virupaksha Shetty for a period of 2 years subject to the usual conditions and also subject to the Special Condition that the licence will be subject to resumption at any time if required by Government. He has also suggested that the m.l. application of Sri V.Shetty and the p.l. application of Sri M.Bheemappa may be rejected and the fees paid in regard thereto ordered to be refunded to them.

It may be seen that though the area applied for by Sri V.Shetty is 300 acres, the area located and demarcated by him is 800 acres.as against 300 acres mentioned in the original application and recommended by the Collr and the D.I.&C. For orders whether in the circumstances Sri Shetty may will be granted p.l. for 800 acres and the other applications rejected. Subjects to ord— a draft order is submitted below for approval.

HS the area actually demarked by the applicant measures 800 acres, and as he has also paid the addl. application fee in view this P.L. it should be deemed that his application is for 800 acres and not for 300 acres only.

11/6/53

A

SECRETARY TO GOVERNMENT 17 JUN 1958 DEVELOPMENT DEPARTMENT

K/ 11/6/53

D.Secy/17(242).

10/6/53

10/6/53

may agree to A above - The draft may be approved

13.6.53

16/6/53

DEPUTY SECRETARY TO GOVERNMENT AS 16 JUN 1953 DEVELOPMENT DEPARTMENT

To 6

DW(J)

Necessary entries have been made in the P.L. Register for the non-tribal area against item 10. The draft order below may now issue

17/6/53

18/6/53

[Issued as Go Ms no 2817 Dev dated 17.6.1953]